

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT WINCHESTER

UNITED STATES OF AMERICA)
vs.) Case No. 4:11-cr-34-HSM-SKL
JOSEPH JEROME PERKINS)

MEMORANDUM AND ORDER

JOSEPH JEROME PERKINS (“Supervised Releasee”) appeared for a hearing before the undersigned on March 18, 2015, in accordance with Rule 32.1 of the Federal Rules of Criminal Procedure on the Petition for a Warrant or Summons for an Offender Under Supervision (“Petition”). Those present for the hearing included:

- (1) An Assistant United States Attorney for the Government;
- (2) Supervised Releasee; and
- (3) An Attorney with Federal Defender Services of Eastern Tennessee (“FDS”) for the Supervised Releasee.

After being sworn in due form of law, Supervised Releasee was informed or reminded of his privilege against self-incrimination accorded him under the Fifth Amendment to the United States Constitution. It was determined that Supervised Releasee wished to be represented by an attorney and he qualified for appointed counsel. FDS was appointed to represent Supervised Releasee. It was also determined that Supervised Releasee had been provided with and reviewed with counsel a copy of the Petition.

The Government moved that Supervised Releasee be detained without bail pending his revocation hearing. Supervised Releasee waived his right to a preliminary hearing, but requested a detention hearing, which was held. Supervised Releasee made a proffer to the Court concerning his conduct and circumstances. AUSA Porter relied on the uncontested factual allegations of the Petition.

Findings

- (1) Based upon the petition and supervised releasee’s waiver of preliminary hearing, the undersigned finds there is probable cause to believe Supervised Releasee has committed violations of his conditions of supervised release as alleged in the petition.
- (2) Supervised Releasee has not carried his burden of demonstrating by clear and convincing evidence that, if released, he would not pose a danger to another person or to the community or pose a risk of flight

under Fed. R. Crim. P. 32.1(a)(6).

Conclusions

It is ORDERED:

- (1) Supervised Releasee shall appear for a revocation hearing before U.S. District Judge Mattice.
- (2) The Government's motion that supervised releasee be DETAINED WITHOUT BAIL pending his revocation hearing before Judge Mattice is **GRANTED**.
- (3) The U.S. Marshal shall transport Supervised Releasee to a revocation hearing before Judge Mattice **on April 6, 2015 at 2:00 p.m. [EASTERN]**.

ENTER.

s/ Susan K. Lee

SUSAN K. LEE
UNITED STATES MAGISTRATE JUDGE